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7 The Honorable Robert S. Lasnik  
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UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

11 **ROBERT WILSON and ERIC McNEAL,**  
12 individually and on behalf of all similarly  
13 situated individuals,

14 v.  
15 Plaintiffs,

16 **MAXIM HEALTHCARE SERVICES, INC.,**  
17 a Maryland corporation,

18 Defendant.

19 No. 2:14-cv-00789-RSL

20 **STIPULATED MOTION FOR  
21 DISMISSAL AND [PROPOSED]  
22 ORDER**

23 NOTE ON MOTION CALENDAR:  
24 **August 7, 2017**

25  
26 **STIPULATED MOTION FOR DISMISSAL**

27 Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii) and Local Rule 10(g),  
28 Defendant Maxim Healthcare Services, Inc., together with Plaintiffs Robert Wilson and Eric  
29 McNeal (collectively, the “Parties”), by and through the undersigned counsel, respectfully move  
30 the Court to enter the stipulated Order as set forth below.

31  
32 **STIPULATION**

33 The Parties hereby stipulate to the voluntary dismissal of the action in its entirety, *with*  
34 *prejudice*, as to the remaining three Opt-in Plaintiffs: **Taysir Yamin, Paulette Jackson, and**  
35 **Michael Crother**. Mr. Yamin’s and Ms. Jackson’s dismissals are warranted because they have

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38 STIPULATED MOTION FOR DISMISSAL -- 1

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1 resolved their claims through individual settlement agreements with Defendant. Mr. Crother is  
 2 deceased and his family members have informed Plaintiffs' counsel in writing that they will not  
 3 pursue a letter of authority to effectuate his settlement agreement. As such, his dismissal is  
 4 warranted, too.

5 With these dismissals, all remaining claims in this action have now been dismissed and,  
 6 as such, the matter may be closed.

7 **SO STIPULATED:**

8 By: /s/ Jason J. Thompson

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 10 Jesse L. Young  
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34 *Attorneys for Plaintiffs*

35 By: /s/ Thomas F. Hurka

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65 STIPULATED MOTION FOR DISMISSAL -- 2

66 **MILLER NASH GRAHAM & DUNN PC**  
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 68 Seattle, Washington 98121-1128  
 69 (206) 624-8300/Fax: (206) 340-9599

*Attorneys for Defendant Maxim Healthcare Services, Inc.*

STIPULATED MOTION FOR DISMISSAL -- 3

**MILLER NASH GRAHAM & DUNN PC**  
Pier 70, 2801 Alaskan Way ~ Ste. 300  
Seattle, Washington 98121-1128  
(206) 624-8300/Fax: (206) 340-9599

## DECLARATION OF SERVICE

I, Jesse L. Young, hereby declare under penalty of perjury under the laws of the United States that on this 7th day of August, 2017, I caused the foregoing document to be filed with the Clerk of the Court using the CM/ECF system which sent a Notice of Electronic Filing to the following persons:

|  |  |
|--|--|
| <p>Jason J. Thompson<br/> Jesse L. Young<br/> SOMMERS SCHWARTZ PC<br/> One Towne Square, Ste. 1700<br/> Southfield, MI 48076<br/> jthompson@sommerspc.com<br/> jyoung@sommerspc.com</p> <p><i>Counsel for Plaintiffs</i></p> | <p><input type="checkbox"/> U.S. Mail, Postage Prepaid<br/> <input type="checkbox"/> Hand Delivered<br/> <input type="checkbox"/> Overnight Mail<br/> <input type="checkbox"/> Facsimile Transmission<br/> <input checked="" type="checkbox"/> Electronic Transmission</p> |
| <p>Jacob R. Rusch<br/> JOHNSON BECKER, PLLC<br/> 33 South Sixth Street, Ste. 4530<br/> Minneapolis, MN 55413<br/> jrusch@johnsonbecker.com</p> <p><i>Counsel for Plaintiffs</i></p>  | <p><input type="checkbox"/> U.S. Mail, Postage Prepaid<br/> <input type="checkbox"/> Hand Delivered<br/> <input type="checkbox"/> Overnight Mail<br/> <input type="checkbox"/> Facsimile Transmission<br/> <input checked="" type="checkbox"/> Electronic Transmission</p> |
| <p>Rebecca J. Roe<br/> Adam J. Berger<br/> SCHROETER GOLDMARK &amp; BENDER<br/> 810 Third Avenue, Ste. 500<br/> Seattle, WA 98104<br/> roe@sgb-law.com<br/> berger@gsb-law.com</p> <p><i>Counsel for Plaintiffs</i></p>      | <p><input type="checkbox"/> U.S. Mail, Postage Prepaid<br/> <input type="checkbox"/> Hand Delivered<br/> <input type="checkbox"/> Overnight Mail<br/> <input type="checkbox"/> Facsimile Transmission<br/> <input checked="" type="checkbox"/> Electronic Transmission</p> |
| <p>Thomas F. Hurka, Pro Hac Vice<br/> MORGAN, LEWIS &amp; BOCKIUS LLP<br/> 77 W. Wacker Drive, Fifth Floor<br/> Chicago, IL 60601<br/> Email: thomas.hurka@morganlewis.com</p>   | <p><input type="checkbox"/> U.S. Mail, Postage Prepaid<br/> <input type="checkbox"/> Hand Delivered<br/> <input type="checkbox"/> Overnight Mail<br/> <input type="checkbox"/> Facsimile Transmission<br/> <input checked="" type="checkbox"/> Electronic Transmission</p> |
| <p>Kaiser H. Chowdhry, Pro Hac Vice<br/> Amanda C. Dupree, Pro Hac Vice<br/> MORGAN, LEWIS &amp; BOCKIUS LLP<br/> 1111 Pennsylvania Ave., NW</p>   | <p><input type="checkbox"/> U.S. Mail, Postage Prepaid<br/> <input type="checkbox"/> Hand Delivered<br/> <input type="checkbox"/> Overnight Mail<br/> <input type="checkbox"/> Facsimile Transmission<br/> <input checked="" type="checkbox"/> Electronic Transmission</p> |

STIPULATED MOTION FOR DISMISSAL -- 4

**MILLER NASH GRAHAM & DUNN PC**  
Pier 70, 2801 Alaskan Way ~ Ste. 300  
Seattle, Washington 98121-1128  
(206) 624-8300/Fax: (206) 340-9599

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|--|---|---|
| 1 Washington, DC 20004<br>Email: lincoln.bisbee@morganlewis.com<br>Email: kaiser.chowdhry@morganlewis.com<br>Email: amanda.dupree@morganlewis.com  | 2 | 3   |
| 4 Clemens H Barnes<br>5 Daniel J. Oates<br>6 MILLER NASH GRAHAM & DUNN LLP<br>7 (SEA)<br>8 2801 Alaskan Way<br>Suite 300 Pier 70<br>Seattle, WA 98121-1128<br>Email: clem.barnes@millernash.com<br>Email: dan.oates@millernash.com | 9 | <p>10 <input type="checkbox"/> U.S. Mail, Postage Prepaid<br/> <input type="checkbox"/> Hand Delivered<br/> <input type="checkbox"/> Overnight Mail<br/> <input type="checkbox"/> Facsimile Transmission<br/> <input checked="" type="checkbox"/> Electronic Transmission</p> |

11 DATED this 7th day of August, 2017, in Seattle, Washington.

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26 STIPULATED MOTION FOR DISMISSAL -- 5

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Seattle, Washington 98121-1128  
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## ORDER

IT IS SO ORDERED.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2017.

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The Honorable Robert S. Lasnik  
United States District Judge

STIPULATED MOTION FOR DISMISSAL -- 6

**MILLER NASH GRAHAM & DUNN PC**  
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